

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

GESTURE TECHNOLOGY
PARTNERS, LLC,

Plaintiff

v.

HUAWEI DEVICE CO., LTD.,
HUAWEI DEVICE USA, INC.,

Defendants.

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CASE NO. 2:21-cv-00040-JRG
(Lead Case)

JURY TRIAL DEMANDED

GESTURE TECHNOLOGY
PARTNERS, LLC,

Plaintiff

v.

SAMSUNG ELECTRONICS CO., LTD.
AND SAMSUNG ELECTRONICS
AMERICA, INC.,

Defendants.

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CASE NO. 2:21-cv-00041-JRG
(Member Case)

JURY TRIAL DEMANDED

**SAMSUNG DEFENDANTS' UNOPPOSED MOTION FOR LEAVE TO EXCEED PAGE
LIMIT AS TO DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT OF
NO INFRINGEMENT AND NO DAMAGES**

With respect to their Motion for Partial Summary Judgment of No Infringement and No Damages filed December 1, 2021, Dkt. No. 140 (“Motion”), Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung”) respectfully seek leave to exceed the Court’s 15-page limit for non-dispositive motions by an additional 4 pages, for a total of 19 pages.

Although the Motion is titled a motion for *partial* summary judgment, the grounds raised are *dispositive* collectively in that if the Motion were granted on all grounds Plaintiff would not be entitled to any relief, *i.e.*, no liability and/or no damages. In an abundance of caution, in the event the Court considers the Motion a motion for partial summary judgment subject to the 15-page limit for non-dispositive motions under L.R. CV-7(a)(2), Samsung respectfully seeks leave to exceed the limit by an additional 4 pages, for a total of 19 pages.

Under the circumstances, the additional pages are warranted because the Motion includes summary judgment grounds for both non-infringement and no damages in a single, streamlined motion for efficiency. Further, Samsung’s summary judgment motions combined total fewer than 50 pages and thus do not exceed the 60-page limit for dispositive motions under L.R. CV-7(a)(3). Should the Court grant the Motion, Samsung does not oppose Plaintiff being permitted the same 19 pages for its opposition to the Motion, should Plaintiff desire to use them.

Plaintiff is unopposed to the relief sought in this motion.

DATED: December 6, 2021

Respectfully submitted,

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Co., Ltd and Samsung Electronics America, Inc.*

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that counsel for Defendants complied with the meet and confer requirement in Local Rule CV-7(i). This motion is unopposed.

/s/ Christopher W. Kennerly
Christopher W. Kennerly

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on December 6, 2021. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Christopher W. Kennerly
Christopher W. Kennerly